

EXHIBIT A

 **FILED IN OFFICE**
CLERK OF STATE COURT
CHATTOOGA COUNTY, GEORGIA

22SCA3905

JUN 22, 2022 01:58 PM



Kim Winkle James, Clerk
Chattooga County, Georgia

IN THE STATE COURT OF CHATTOOGA COUNTY

STATE OF GEORGIA

SANDY COHEN,

Plaintiff,

v.

LELAND WOLFE,
RYAN LOGISTICS, INC., BLITZ
TRANSPORTATION, INC.
AUTO-OWNERS INSURANCE
COMPANY,

Defendants.

CIVIL ACTION

FILE NO. _____

COMPLAINT

COMES NOW Plaintiff herein and file this Complaint for money damages as follows:

1.

Defendant Ryan Logistics, Inc., is a corporation qualified to do business in Ohio, and whose registered agent, Faye D. Cox, has been served at 110 South Main Street, Marysville, OH 43040, and is therefore subject to the jurisdiction and venue of this Court therefore subject to the jurisdiction of this Court.

2.

Defendant Blitz Transportation, Inc., is a corporation qualified to do business in Ohio, and whose registered agent, Matt Price, has been served at 1332 Dakota Road, Bellefontaine, OH 43311, and is therefore subject to the jurisdiction and venue of this Court therefore subject to the jurisdiction of this Court.

3.

Defendant Leland Wolfe resides out of state at 880 Black Road, Hopewell, OH 43746 and is therefore subject to the jurisdiction of this Court and has been served

personally and/or through the Secretary of State under the auspices of the Non-Resident motorist statute.

4.

Defendant Auto-Owners Insurance Company is a foreign corporation authorized to transact business in the State of Georgia, and may be served by serving a copy of the summons and complaint on its registered agent in Fulton County, Linda Banks, CT Corporation System, 289 Culver St S, Lawrenceville, GA 30046 and is subject to the jurisdiction of this Court.

5.

Defendant Auto-owners Insurance Company is subject to the jurisdiction and venue of this Court pursuant to OCGA §46-7-12.

6.

On or about June 30th, 2020, on a public roadway known as State Road 1 near its intersection with Farrar Drive, Plaintiff Sandy Cohen was driving a 2010 Honda Pilot in a safe and prudent manner.

7.

On or about said date, at approximately 9:30 a.m., the vehicle in which the Plaintiff was driving was impacted by a tractor-trailer being driven by Defendant Wolfe and owned by Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc.

8.

Defendant Wolfe was at all times material hereto an agent and employee of Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc., and was acting in said capacity as an agent for and on behalf of said Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc.

9.

By reason of the principal/agent relationship that existed between Defendant Wolfe and Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc., at said time and place, any negligence on the part of Defendant Wolfe in the operation of said motor vehicle is imputed to Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc.

10.

Plaintiff shows that the aforesaid collision was proximately caused by negligence of Defendants and said acts of negligence of said individual include, but are not limited to, the following:

- (a) Immediately prior to the aforesaid collision, Defendant Wolfe was following too closely in violation of O.C.G.A. § 40-6-49 and is therefore guilty of negligence per se;
- (b) Immediately prior to the aforesaid collision, Defendant failed to exercise due care of O.C.G.A. § 40-6-241, and is therefore guilty of negligence per se;
- (c) Immediately prior to the aforesaid collision, Defendant Wolfe misjudged clearance;
- (d) Immediately prior to the aforesaid collision, Defendant Wolfe failed to take evasive action;
- (e) Immediately prior to the aforesaid collision, Defendant Wolfe failed to warn;
- (f) Immediately prior to the aforesaid collision, Defendant Wolfe failed to keep a proper look-out; and
- (g) Any and all acts of negligence which may be shown at trial due to Defendants having failed to exercise ordinary care under the circumstances as required by O.C.G.A. § 51-1-2.

11.

As a direct result of said negligence and gross negligence on the part of said Defendants, Plaintiff incurred damages of medical expenses, lost wages, and extensive physical pain and mental anguish.

12.

All of the injuries to Plaintiff as stated herein are due to the negligence and gross negligence of the Defendants, and said negligence is the sole, direct, and proximate cause of injuries to the Plaintiff, unmixed with any negligence on the part of the Plaintiff or on the part of any other person. Plaintiff has needed medical treatment due to these injuries and will continue to need treatment in the future. A partial list of that treatment is as follows:

Medicals

1) Redmond Regional Med Ctr	\$ 27,016.20
2) Dr. Shahid-Salles/ER Physician	\$ 1,661.00
3) Harbin Clinic	\$ 550.00
4) Dr. Leslie Tucker	\$ 1,790.00
5) Davis Family Chiropractic	\$ 2,014.98
6) Performance Physical Therapy	\$ 6,742.00
7) Neurological Inst. for Concussion	\$ 1,100.00
8) Center for Pain Management	\$ 5,491.00
9) Pavilion Spine Surgery Center	\$19,842.00
10) American Health Imaging	\$ 4,043.00
10) ENT & Allergy of NW Georgia	\$ 1,008.31
11) Ford Chiropractic	\$ 7,227.12
12) Total Health Chiropractic	\$ 605.00

TOTAL MEDICALS **\$79,090.61**

COUNT TWO -- DIRECT ACTION

13.

Plaintiff realleges and incorporates by reference the foregoing portions of the Complaint as if set forth fully herein.

14.

Defendant Auto-Owners Insurance Company was the insurer of Defendants Ryan

Logistics, Inc. and/or Blitz Transportation, Inc. at the time of the subject incident and issued a liability policy to comply with the filing requirements under Georgia law for intrastate transportation.

15.

Defendant Auto-Owners Insurance Company is subject to a direct action as the insurer for Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc. pursuant to O.C.G.A. § 40-2-140.

16.

Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc. and Defendant Auto-Owners Insurance Company are subject to the filing requirements in O.C.G.A. § 40-2-140.

17.

Defendant Auto-Owners Insurance Company is responsible for any judgment rendered against Defendants for injuries to Plaintiff.

WHEREFORE, Plaintiff respectfully demands as follows:

- (a) Process issue and Defendants be served with process according to law;
- (b) That a judgment be entered for the Plaintiff and against the Defendants for special damages for past, present and future medical expenses and lost wages, as may be shown by the evidence at the time of trial;
- (c) That a judgment be entered for the Plaintiff and against the Defendants, for general damages for her past, present and future pain and suffering in an amount as may be determined by the enlightened conscience of the jury;
- (d) Plaintiff have and be awarded a trial by jury; and

- (e) Plaintiffs have such other and further relief as this court and jury may deem just and proper under the premises and circumstances.

THE LAW OFFICE OF RICKARD, DREW & NIX

By: /s/ Clyde Rickard
CLYDE E. RICKARD
State Bar No. 604625
JESSICA C. NIX
State Bar No. 940625
CHRISTOPHER SANDBACH
State Bar No. 271112
Attorneys for Plaintiff

229 Peachtree Street, N.E.
Suite 2420
Atlanta, Georgia 30303
(404) 588-1001

Civil Action No. 22 SCA 3905
Date Filed 6-22-2022

Superior Court ☐
State Court ☒
Juvenile Court ☐
Georgia, CHATTOOGA COUNTY
JUL 25, 2022 10:54 AM
FILED IN OFFICE
CLERK OF STATE COURT
CHATTOOGA COUNTY, GEORGIA
22SCA3905

Attorney's Address
PICKARD, Drew; UX
229 Peachtree St NE Ste 2420
ATLANTA GA 30303

Sandy Cohen
Kim Winkle James, Clerk
Chattooga County, Georgia
Plaintiff

VS.

Leland Wolfe, Ryan Logistics, Inc.
Blitz Transportation, Inc., & Auto
Owners Ins. Co.
Defendant

Name and Address of Party to be Served
Auto Owners Insurance Company
c/o Linda Banks CT Corporation System
289 Collier Street
Lawrenceville, GA 30056

SHERIFF'S ENTRY OF SERVICE

RECEIVED
2022 JUL -1 PM 2:31
CLERK OF
C.S.O.

PERSONAL
NOTORIOUS
CORPORATION
TACK & MAIL
NON EST

☐ I have this day served the defendant _____ personally with a copy of the within action and summons.

☐ I have this day served the defendant _____ by leaving a copy of the action and summons at his most notorious place of abode in this County.

☐ Delivered same into hands of _____ described as follows: age, about _____ years; weight _____ pounds; height, about _____ feet and _____ inches, domiciled at the residence of defendant.

Served the defendant Auto Owners Insurance Company a corporation
☒ by leaving a copy of the within action and summons with Linda Banks in charge of the office and place of doing business of said Corporation in this County.

☐ I have this day served the above styled affidavit and summons on the defendant(s) by posting a copy of the same to the door of the premises designated in said affidavit, and on the same day of such posting by depositing a true copy of same in the United States Mail, First Class in an envelope properly addressed to the defendant(s) at the address shown in said summons, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the place stated in the summons.

☐ Diligent search made and defendant _____ not to be found in the jurisdiction of this Court.

This 5 day of July, 20 22.

Jim Can 30300
DEPUTY

SHERIFF'S ENTRY OF SERVICE

SC-85-2

CLYDE CASTLEBERRY CO., COWINGTON, GA 30015

Civil Action No.

22SCA3905

Date Filed

6-22-2022

Superior Court

State Court

Juvenile Court

Magistrate Court

Probate Court

Georgia,

CHATTOOGA

JUL 25, 2022 10:54 AM

Attorney's Address

RICKARD DREW & NIX
229 Peachtree St NE Ste 2420
ATLANTA GA 30303

JANAY COHEN

Kim Winkle James, Clerk
Chattooga County, Georgia

Plaintiff

VS.

Leland White, Ryan Logistics, Inc.,
Blitz Transportation, Inc. : Auto-
owners Insurance Co.

Defendant

Name and Address of Party to be Served

Auto-owners Insurance Company
c/o RA LINDA BANKS, CT CORP. SYSTEM
289 S. COLLIER STREET
Lawrenceville, GA 30056

SHERIFF'S ENTRY OF SERVICE

RECEIVED

2022 JUL - 1 PM 2:31

CIVIL DIV.
G.C.S.O.

Famishiee

I have this day served the defendant

personally with a copy

☐ of the within action and summons.

I have this day served the defendant

by leaving a

copy of the action and summons at his most notorious place of abode in this County.

☐ Delivered same into hands of _____ described as follows:
age, about _____ years; weight _____ pounds; height, about _____ feet and _____ inches, domiciled at the residence of
defendant.
Served the defendant Auto Owners Insurance Company a corporation
☒ by leaving a copy of the within action and summons with Linda Banks

in charge of the office and place of doing business of said Corporation in this County.

☐ I have this day served the above styled affidavit and summons on the defendant(s) by posting a copy of the same to the door of the premises designated in said affidavit, and on the same day of such posting by depositing a true copy of same in the United States Mail, First Class in an envelope properly addressed to the defendant(s) at the address shown in said summons, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the place stated in the summons.

Diligent search made and defendant

☐ not to be found in the jurisdiction of this Court.
This 5 day of July, 20 22.

Jim Casey 50300
DEPUTY

Civil Action No. 22SCA 3905
Date Filed 6-22-2022

Superior Court ☐ Magistrate Court ☐
State Court ☒ Probate Court ☐
Juvenile Court ☐ CHATTOOGA COUNTY, GEORGIA
Georgia, CHATTOOGA COUNTY
JUL 20, 2022 02:00 PM

Attorney's Address
RICKARD, DREW: NIX
229 Peachtree St NE Ste 2420
ATLANTA GA 30303

Sandy Cohen
Kim Winkle James, Clerk
Chattooga County, Georgia
Plaintiff

Name and Address of Party to be Served.
Blitz Transportation Inc.
clo Reg Agent MATT PRICE
1332 DAKOTA ROAD
BELLEFONTAINE, OH 43311

VS.
Leland Wolfe, Ryan Logistics, Inc.,
Blitz Transportation, Inc., Auto
owners Ins. Co.
Defendant

SHERIFF'S ENTRY OF SERVICE

PERSONAL
NOTORIOUS
CORPORATION
TACK & MAIL
NON EST

I have this day served the defendant Matt Price personally with a copy
☒ of the within action and summons.
on July 13, 22 Dep. J. Puckett

I have this day served the defendant _____ by leaving a
copy of the action and summons at his most notorious place of abode in this County.
☐ Delivered same into hands of _____ described as follows:
age, about _____ years; weight _____ pounds; height, about _____ feet and _____ inches, domiciled at the residence of
defendant.

Served the defendant _____ a corporation
☐ by leaving a copy of the within action and summons with _____
in charge of the office and place of doing business of said Corporation in this County.

I have this day served the above styled affidavit and summons on the defendant(s) by posting a copy of the same to the door of the premises designated in said
affidavit, and on the same day of such posting by depositing a true copy of same in the United States Mail, First Class in an envelope properly addressed to the
defendant(s) at the address shown in said summons, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the
place stated in the summons.
☐

Diligent search made and defendant _____
☐ not to be found in the jurisdiction of this Court.

This 14 day of July, 20 22.

Dep. J. Puckett
DEPUTY

Yess:
advice 6.00
mileage 12.00
\$18.00 pd. # 1521

Kim Winkle James

Kim Winkle James, Clerk
Chattooga County, Georgia

STATE OF GEORGIA

Secretary of State

Corporations Division

313 West Tower

2 Martin Luther King, Jr. Dr.

Atlanta, Georgia 30334-1530

CERTIFICATE OF ACKNOWLEDGEMENT

I, Brad Raffensperger, Secretary of State of the State of Georgia, do hereby certify under the seal of my office that copies of legal documents regarding service of process upon:

Leland Wolfe

have been filed with the Secretary of State on 07/08/2022 pursuant to O.C.G.A. § 40-12-2 relating to the following matter:

Case: Sandy Cohen v. Leland Wolfe
Court: State Court of Chattooga County
Civil Action No.: 22SCA3905

Witness my hand and official seal in the City of Atlanta
and the State of Georgia on 07/09/2022.



Brad Raffensperger

Brad Raffensperger
Secretary of State

SERVICE OF PROCESS

Electronically Filed

Secretary of State

Filing Date: 7/8/2022 1:08:46 PM

FILING INFORMATION

Filing Type : Service of Process

Control Number : SOP-22148001

DEFENDANT INFORMATION

The name of the business entity or individual (the “defendant”) for which the Secretary of State is being served as statutory agent is as follows:

Defendant Type : Individual

Defendant’s Name : Leland Wolfe

Defendant’s Address Where Service Attempted and/or Forwarded : 880 Black Road, Hopewell, OH, 43746, USA

STATUTORY AUTHORITY

Service is being made on the Secretary of State pursuant to the following O.C.G.A. section:

O.C.G.A. § 40-12-2

CASE INFORMATION

The service of process filing relates to the following proceeding:

Name of Plaintiff : Sandy Cohen

Style of Proceeding : Sandy Cohen v. Leland Wolfe, Ryan Logistics, Inc., Blitz Transportation, Inc., and Auto-Owners Insurance Company

Civil Action Number : 22SCA3905

Court : State Court of Chattooga County

SERVICE OF PROCESS DOCUMENTS

See attached document(s).

FILER’S INFORMATION

Filer Type : Individual

Name : Jessica C Nix, Nix

Address : 229 Peachtree St NE, Suite 2420, Atlanta, GA, 30303, USA

AUTHORIZER INFORMATION

Authorizer Name : Jessica C Nix

**STATE COURT OF CHATTOOGA COUNTY
STATE OF GEORGIA**

FILED IN OFFICE
CLERK OF STATE COURT
CHATTOOGA COUNTY, GEORGIA
22SCA3905

JUN 22, 2022 01:58 PM



Kim Windle James, Clerk
Chattooga County, Georgia

CIVIL ACTION NUMBER 22SCA3905
COHEN, SANDY

PLAINTIFF

VS.

WOLFE, LELAND
RYAN LOGISTICS, INC.
BLITZ TRANSPORTATION, INC.
AUTO-OWNERS INSURANCE COMPANY

DEFENDANTS

SUMMONS

TO: WOLFE, LELAND

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

**Jessica Nix
The Law Office of Rickard, Drew & Nix
229 Peachtree Street NE
International Tower, Suite 2420
Atlanta, Georgia 30303**

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 22nd day of June, 2022.

Clerk of State Court



Kim Windle James, Clerk
Chattooga County, Georgia

22SCA3905**JUN 22, 2022 01:58 PM**


Kim Winkle James, Clerk
Chattooga County, Georgia

IN THE STATE COURT OF CHATTOOGA COUNTY

STATE OF GEORGIA

SANDY COHEN,

Plaintiff,

v.

CIVIL ACTION

FILE NO. _____

LELAND WOLFE,
 RYAN LOGISTICS, INC., BLITZ
 TRANSPORTATION, INC.
 AUTO-OWNERS INSURANCE
 COMPANY,

Defendants.

COMPLAINT**COMES NOW** Plaintiff herein and file this Complaint for money damages as follows:

1.

Defendant Ryan Logistics, Inc., is a corporation qualified to do business in Ohio, and whose registered agent, Faye D. Cox, has been served at 110 South Main Street, Marysville, OH 43040, and is therefore subject to the jurisdiction and venue of this Court therefore subject to the jurisdiction of this Court.

2.

Defendant Blitz Transportation, Inc., is a corporation qualified to do business in Ohio, and whose registered agent, Matt Price, has been served at 1332 Dakota Road, Bellefontaine, OH 43311, and is therefore subject to the jurisdiction and venue of this Court therefore subject to the jurisdiction of this Court.

3.

Defendant Leland Wolfe resides out of state at 880 Black Road, Hopewell, OH 43746 and is therefore subject to the jurisdiction of this Court and has been served

personally and/or through the Secretary of State under the auspices of the Non-Resident motorist statute.

4.

Defendant Auto-Owners Insurance Company is a foreign corporation authorized to transact business in the State of Georgia, and may be served by serving a copy of the summons and complaint on its registered agent in Fulton County, Linda Banks, CT Corporation System, 289 Culver St S, Lawrenceville, GA 30046 and is subject to the jurisdiction of this Court.

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Defendant Auto-owners Insurance Company is subject to the jurisdiction and venue of this Court pursuant to OCGA §46-7-12.

6.

On or about June 30th, 2020, on a public roadway known as State Road 1 near its intersection with Farrar Drive, Plaintiff Sandy Cohen was driving a 2010 Honda Pilot in a safe and prudent manner.

7.

On or about said date, at approximately 9:30 a.m., the vehicle in which the Plaintiff was driving was impacted by a tractor-trailer being driven by Defendant Wolfe and owned by Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc.

8.

Defendant Wolfe was at all times material hereto an agent and employee of Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc., and was acting in said capacity as an agent for and on behalf of said Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc.

9.

By reason of the principal/agent relationship that existed between Defendant Wolfe and Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc., at said time and place, any negligence on the part of Defendant Wolfe in the operation of said motor vehicle is imputed to Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc.

10.

Plaintiff shows that the aforesaid collision was proximately caused by negligence of Defendants and said acts of negligence of said individual include, but are not limited to, the following:

- (a) Immediately prior to the aforesaid collision, Defendant Wolfe was following too closely in violation of O.C.G.A. § 40-6-49 and is therefore guilty of negligence per se;
- (b) Immediately prior to the aforesaid collision, Defendant failed to exercise due care of O.C.G.A. § 40-6-241, and is therefore guilty of negligence per se;
- (c) Immediately prior to the aforesaid collision, Defendant Wolfe misjudged clearance;
- (d) Immediately prior to the aforesaid collision, Defendant Wolfe failed to take evasive action;
- (e) Immediately prior to the aforesaid collision, Defendant Wolfe failed to warn;
- (f) Immediately prior to the aforesaid collision, Defendant Wolfe failed to keep a proper look-out; and
- (g) Any and all acts of negligence which may be shown at trial due to Defendants having failed to exercise ordinary care under the circumstances as required by O.C.G.A. § 51-1-2.

11.

As a direct result of said negligence and gross negligence on the part of said Defendants, Plaintiff incurred damages of medical expenses, lost wages, and extensive physical pain and mental anguish.

12.

All of the injuries to Plaintiff as stated herein are due to the negligence and gross negligence of the Defendants, and said negligence is the sole, direct, and proximate cause of injuries to the Plaintiff, unmixed with any negligence on the part of the Plaintiff or on the part of any other person. Plaintiff has needed medical treatment due to these injuries and will continue to need treatment in the future. A partial list of that treatment is as follows:

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1) Redmond Regional Med Ctr	\$ 27,016.20
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8) Center for Pain Management	\$ 5,491.00
9) Pavilion Spine Surgery Center	\$19,842.00
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10) ENT & Allergy of NW Georgia	\$ 1,008.31
11) Ford Chiropractic	\$ 7,227.12
12) Total Health Chiropractic	\$ 605.00

TOTAL MEDICALS **\$79,090.61**

COUNT TWO -- DIRECT ACTION

13.

Plaintiff realleges and incorporates by reference the foregoing portions of the Complaint as if set forth fully herein.

14.

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Logistics, Inc. and/or Blitz Transportation, Inc. at the time of the subject incident and issued a liability policy to comply with the filing requirements under Georgia law for intrastate transportation.

15.

Defendant Auto-Owners Insurance Company is subject to a direct action as the insurer for Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc. pursuant to O.C.G.A. § 40-2-140.

16.

Defendants Ryan Logistics, Inc. and/or Blitz Transportation, Inc. and Defendant Auto-Owners Insurance Company are subject to the filing requirements in O.C.G.A. § 40-2-140.

17.

Defendant Auto-Owners Insurance Company is responsible for any judgment rendered against Defendants for injuries to Plaintiff.

WHEREFORE, Plaintiff respectfully demands as follows:

- (a) Process issue and Defendants be served with process according to law;
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- (d) Plaintiff have and be awarded a trial by jury; and

- (e) Plaintiffs have such other and further relief as this court and jury may deem just and proper under the premises and circumstances.

THE LAW OFFICE OF RICKARD, DREW & NIX

By: /s/ Clyde Rickard
CLYDE E. RICKARD
State Bar No. 604625
JESSICA C. NIX
State Bar No. 940625
CHRISTOPHER SANDBACH
State Bar No. 271112
Attorneys for Plaintiff

229 Peachtree Street, N.E.
Suite 2420
Atlanta, Georgia 30303
(404) 588-1001

22SCA3905**JUN 22, 2022 01:58 PM**


Kim Winkle James, Clerk
Chattooga County, Georgia

IN THE STATE COURT OF CHATTOOGA COUNTY

STATE OF GEORGIA

SANDY COHEN,

Plaintiff,

v.

CIVIL ACTION

FILE NO. _____

LELAND WOLFE,
 RYAN LOGISTICS, INC., BLITZ
 TRANSPORTATION, INC.
 AUTO-OWNERS INSURANCE
 COMPANY,

Defendants.

PLAINTIFF S FIRST INTERROGATORIES AND RE UEST FOR PRODUCTION OF DOCUMENTS TO DEFENDANT LELAND WOLFE

COME NOW the Plaintiffs and for purposes of discovery and all purposes authorized by law, require the Defendant, Leland Wolfe, to answer under oath the following Interrogatories within forty-five (45) days from the date of service hereof, as provided by law, and to serve a copy of said Answers on Plaintiff, c/o The Law Office of Rickard, Drew Nix, Suite 2420, International Tower, 229 Peachtree Street, N.E., Atlanta, Georgia 30303.

NOTE A: When used in these Interrogatories and Request to Produce, the word "you," or any synonym thereof, is intended to and shall embrace and include in addition to the Defendant named above, said Defendant s attorneys, agents, servants, employees, representatives, investigators, and all others who may have obtained information for or on behalf of said Defendant and over which information Defendant has control and access.

NOTE B: Pursuant to Georgia Civil Practice Act, these Interrogatories are to be regarded as continuing in nature and Defendant is requested to seasonably

supplement the responses with respect to any question directly addressed to (a) the identity and location of persons having knowledge of discoverable matters, and (b) the identity of each person expected to be called as an expert witness at trial, the subject matter of which is expected to be called as an expert witness at trial, the subject matter of which he is expected to testify and the substance of his testimony. The Defendant is further requested to seasonably amend his responses if he obtains information upon the basis of which (a) he knows that the response was incorrect when made, or (b) he knows that the response is no longer true.

1.

Please state your address, telephone number, date of birth, social security number, license number, and the name of your spouse and children.

2.

Please list every other address you have resided at in the past ten (10) years, specifying how long you have resided at each address.

3.

Please state the name, address, and telephone number of all persons who have any knowledge whatsoever of the collision which is the subject matter of the Complaint heretofore filed who are known to you or your attorneys or representatives, specifically identifying those who are eyewitnesses.

4.

Is Defendant protected by liability insurance or any other insuring agreements for any damages that they may be required to pay Plaintiff as a result of this action. If so, please state the name and address of such insurance company or companies, the limits of liability of the policy or policies, the named insurance company and the limits

of liability of the policy or policies, and the named insured in said policy or policies. For any insuring agreements, please describe the key terms of this agreement, and what additional protection is afforded to Defendant pursuant to said agreement.

5.

Did you reside with any relatives when the collision occurred that is the subject of this lawsuit

(a) If so, did the relative own a motor vehicle(s) at the time of the collision that is the subject of this lawsuit

(b) If so, was there a policy of insurance, containing liability coverage, insuring this/these vehicle(s) at the time of the collision that is the subject of this lawsuit

6.

Is there a punitive damage exclusion in the insurance policy or policies applicable to the subject collision

7.

Has Defendant or anyone acting on his behalf obtained from any witness or person any reports, statements, recordings, or testimony concerning the facts of this cause of action If so, as to each such person, please state the following:

- a) Name and address of the witness or person referred to;
- b) Date of taking or making of same;
- c) The name and address of the person taking the same; and
- d) The name and address of the person or persons presently in possession of same.

8.

Are you or any of your agents currently in possession of maps, plans, drawings, or photographs relating to the collision complained of whether they were in existence prior to or made subsequent to the happening complained of, showing the location or surrounding area of the site of the collision If so, please describe same and give the name and address of each and every person having custody of the thing described or a copy thereof.

9.

Do you contend that Plaintiff contributed in any manner concerning the cause of the collision involved in this action

If your answer is "yes," please state with particularity each and every act or omission of Plaintiffs which you contend constituted a contributing cause on the part of Plaintiffs and give a detailed statement of the facts which you contend support each allegation of negligence. See Carver v. Tift County Hospital Authority, 268 Ga. App. 153 (2004); Exum v. Melton, 244 Ga. App. 775 (2000).

10.

Please state whether or not you received a ticket, citation or any summons of a criminal nature whatsoever as a result of the incident complained of by Plaintiffs in this case. If so, please state the nature and disposition of the same and the Court involved. Further, state to what, if any, charges you pled guilty.

11.

Please give the names and addresses of any expert witness you may call in this action and as to each such expert witness, please state:

- a) The subject matter on which the expert is expected to testify;
- b) The substance of facts and opinions to which the expert is expected to testify;
- c) A summary of the grounds for each opinion of such expert; and
- d) Whether they have supplied you with a written opinion.

12.

Does the Defendant claim that the actions of any other person, firm, corporation, association, or other entity other than the Plaintiffs and Defendant caused or contributed to this action or has a real or potential interest in this lawsuit in any way If your answer is "yes," please explain.

13.

Were you injured in the collision complained of in this action If so, please state the nature and extent of the injuries sustained and the name and address of any medical personnel and institutions treating you.

14.

Have you ever had a license to operate a motor vehicle suspended or revoked If so, list separately:

- a) When and where it was suspended or revoked;
- b) The period of suspension or revocation; and
- c) The reason for such suspension or revocation.

15.

In the five (5) years preceding this collision or the years subsequent to this collision, have you been involved in any collision involving motor vehicles If so,

please give a brief description of said collision and state the date, time, and location of the collision and the names and addresses of the parties involved.

16.

Have you ever been a party to any lawsuit whether civil or criminal other than the present one If so, please identify each action by stating when, where, the nature of the action, the disposition of the case, and the name of the attorney who represented you.

17.

Please state whether you have ever been convicted of a crime. If so, please state the nature of said conviction and the date and place thereof.

18.

After the subject collision, did anyone make any statement concerning the event If so, please state:

- a) By whom each statement was made;
- b) To whom each statement was made; and
- c) The content of the statement.

19.

At the time of the collision did you own a pair of eyeglasses or other corrective lenses If so, were you wearing them at the time If you were not, explain why not.

20.

Has anyone on your behalf made an inspection or appraisal of the Plaintiff's vehicle If so, please state all facts pertaining to same and attach any relevant estimates, appraisals or other relevant documents.

21.

Have you ever had any medical or any other impairment with respect to your eyesight, hearing, emotional stability for any drinking problems, drug problems, or differences prior to or subsequent to this lawsuit Please list the name and address, phone numbers of all persons who have treated you for such problems.

22.

If you had consumed any alcoholic beverages within the forty-eight (48) hours preceding the collision, please state the following:

- a) The location(s);
- b) An exact description of the amount and type of alcohol;
- c) The exact date(s) and time(s) consumption took place; and
- d) Any witnesses to any consumption within this said forty-eight (48) hours.

23.

State specifically the name and address of your current employer and any additional employers for whom you have worked in the past five (5) years, giving as to each, the dates of employment, the nature of your work, reason for leaving, and the average rate of pay received on a weekly, monthly, and yearly basis.

24.

With reference to the trip you were taking at the time of the incident which is the subject of this lawsuit, please state:

- a) Where the trip began;
- b) The location of any stops made prior to the collision;
- c) The reason for that trip.

25.

Please state if, at the time of the incident, you were performing any duty or task for your employer or under anyone's supervision at the time of the incident that is the subject of the lawsuit. If you were in the scope of your employment at the time of the incident, please describe in detail the duties and responsibilities you had with reference to your employment at that time.

26.

With respect to the vehicle you drove at the time of the incident in this lawsuit, please state;

- a) The name and address of the owner of said vehicle;
- b) The make and model of said vehicle;
- c) The current owner and location of said vehicle;
- d) Whether you were driving said vehicle at the time of the collision;
- e) If you rented the vehicle, did you purchase any insurance
- f) Was the vehicle damaged in the collision. If so, was it totaled or repaired. Also please provide the totaled value or total amount of repairs

27.

Please state whether you have any additional liability insurance policies that would provide you with additional coverage for the damages that are the subject of the lawsuit. If so, please state the name and address of the insurance company, the policy number and the liability limits of this insurance policy or policies.

28.

Please state with reasonable particularity each and every traffic violation, misdemeanor, and felony with which you have been charged/given a citation within the last ten (10) years. For each please state the following:

- a) The exact charge/citation;
- b) The date of arrest/ticket;
- c) If a guilty plea was entered and/or the disposition of the charge/citation;
- d) The date of disposition of the charge/citation; and
- e) The Court of disposition.

29.

With respect to all previous DUI convictions, please provide the County in which the disposition of the case took place, the plea that you entered, the sentence that was rendered, and the exact test results from any and all blood/breath tests that were administered to you at the time of your arrest.

30.

If you allege any defense to this action based on jurisdiction, venue, or service of process, as to each such defense, please state:

- a) All facts upon which you rely in asserting such defense;
- b) The names and addresses of all persons having knowledge of the facts stated in (a) above;
- c) A complete description of all documents in your possession which support the assertions of the said defense;
- d) The names and addresses of all persons having custody and/or control of the documents described in (c) above; and

- e) Please provide the full and complete permanent residence and business address of the Defendant.

RE UEST FOR PRODUCTION OF DOCUMENTS

Pursuant to O.C.G.A. §9-11-34, you are requested to produce the following documents as required by law. The documents requested shall be produced within forty-five (45) days after service of this request at the offices of The Law Office of Rickard, Drew Nix, Suite 2420, International Tower, 229 Peachtree Street, N.E., Atlanta, Georgia 30303, or you may comply with this request by mailing copies of the requested documents to Clyde E. Rickard at the aforementioned address. If you contend that any of the requested documents are privileged from discovery, please state how you contend that they are privileged. The requested documents are all documents referred to or necessary to support the answers to Interrogatories numbered 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 22, 23, 24, 25, 26, 27, 28, 29 and 30. You are also requested to produce to Plaintiffs any documents received through third party requests or subpoenas in a timely manner (Plaintiffs will pay the cost of copies if requested).

THE LAW OFFICE OF RICKARD, DREW & NIX

By: /s/ Clyde Rickard
CLYDE E. RICKARD
State Bar No. 604625
JESSICA C. NIX
State Bar No. 940625
CHRISTOPHER SANDBACH
State Bar No. 271112
Attorneys for Plaintiff

229 Peachtree Street, N.E.
Suite 2420
Atlanta, Georgia 30303
(404) 588-1001

**PLAINTIFF AFFIDAVIT OF COMPLIANCE
FOR SERVICE OF PROCESS UPON NON-RESIDENT MOTORISTS**

I, Jessica C. Nix, the undersigned, am the attorney who represents the Plaintiff in the case of:

***Sandy Cohen v. Leland Wolfe, Ryan Logistics, Inc., Blitz
Transportation, Inc., and Auto-Owners Insurance Company***
State Court of Chattooga County
CAFN: 22SCA3905

I do hereby certify that, in accordance with O.C.G.A. 40-12-2, I have forwarded notice of the above case and notice of service upon the Georgia Secretary of State along with a copy of the complaint and process to the Defendants at the following addresses:

Leland Wolfe
880 Black Road
Hopewell, OH 43746

I further certify that, I SHALL FILE WITH THE APPROPRIATE COURT appended to the documents this case including the Summons and Process: (1) any return receipt received as evidence of service upon the defendant by the plaintiff and (2) a copy of this plaintiff's affidavit of compliance.

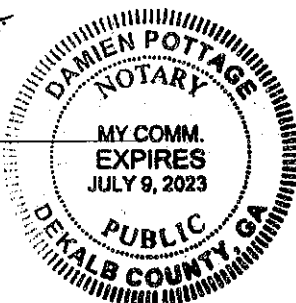
This 8 day of July, 2022

NAME:

ADDRESS: 229 Peachtree Street
Suite 2420 – International Tower
Atlanta, Georgia 30303

Sworn to me and subscribed
before me this 8 day
of July, 2022

Damen Pottage
NOTARY PUBLIC



IN THE STATE COURT OF CHATTOOGA COUNTY

STATE OF GEORGIA

SANDY COHEN,)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION
)	
)	FILE NO. 22SCA3905
LELAND WOLFE,)	
RYAN LOGISTICS, INC., BLITZ)	
TRANSPORTATION, INC.)	
AUTO-OWNERS INSURANCE)	
COMPANY,)	
)	
Defendants.)	
_____)	

NOTICE OF SERVICE THROUGH
SECRETARY OF STATE

To: Leland Wolfe
880 Black Road
Hopewell, OH 43746

Service of process will be perfected upon you in the above styled case by serving a copy of the Statement of Claim/Summons and Notice of Service through the Secretary of State of the State of Georgia along with a ten (\$10.00) fee. This type of service is proper on a non-resident Defendant who has caused injury with an automobile on Georgia highways. As required by Georgia Law O.C.G.A. § 40-12-2, I have mailed you a copy of the Statement of Claim/Summons and Notice of Service by certified mail at the above address.

This Complaint must be answered within thirty (30) days from the date of service of a copy of the Complaint, Summons, Interrogatories, and Requests for Production of Documents to you.

Respectfully submitted this 7th day of July, 2022.

THE LAW OFFICE OF RICKARD, DREW & NIX

By: /s/ Clyde Rickard
CLYDE E. RICKARD
State Bar No. 604625
JESSICA C. NIX
State Bar No. 940625
CHRISTOPHER SANDBACH

State Bar No. 271112
Attorneys for Plaintiff

229 Peachtree Street, N.E.
Suite 2420
Atlanta, Georgia 30303
(404) 588-1001

General Civil and Domestic Relations Case Filing Information Form
CLERK OF STATE COURT
CHATTOOGA COUNTY, GEORGIA☐ Superior or ☒ State Court of Chattooga County**22SCA3905****For Clerk Use Only****JUN 22, 2022 01:58 PM****Date Filed** 06-22-2022**Case Number** 22SCA3905**MM-DD-YYYY**Kim Winkle James, Clerk
Chattooga County, Georgia**Plaintiff(s)**COHEN, SANDY

Last	First	Middle I.	Suffix	Prefix

Last	First	Middle I.	Suffix	Prefix

Last	First	Middle I.	Suffix	Prefix

Last	First	Middle I.	Suffix	Prefix

Plaintiff's Attorney Nix, Jessica**Defendant(s)**WOLFE, LELAND

Last	First	Middle I.	Suffix	Prefix

RYAN LOGISTICS, INC.

Last	First	Middle I.	Suffix	Prefix

BLITZ TRANSPORTATION, INC.

Last	First	Middle I.	Suffix	Prefix

AUTO-OWNERS INSURANCE COMPANY

Last	First	Middle I.	Suffix	Prefix

Bar Number 940625**Self-Represented** ☐**Check one case type and, if applicable, one sub-type in one box.****General Civil Cases**

- ☒ **Automobile Tort**
- ☐ **Civil Appeal**
- ☐ **Contract**
- ☐ **Contempt/Modification/Other Post-Judgment**
- ☐ **Garnishment**
- ☐ **General Tort**
- ☐ **Habeas Corpus**
- ☐ **Injunction/Mandamus/Other Writ**
- ☐ **Landlord/Tenant**
- ☐ **Medical Malpractice Tort**
- ☐ **Product Liability Tort**
- ☐ **Real Property**
- ☐ **Restraining Petition**
- ☐ **Other General Civil**

Domestic Relations Cases

- ☐ **Adoption**
- ☐ **Contempt**
- ☐ **Non-payment of child support, medical support, or alimony**
- ☐ **Dissolution/Divorce/Separate Maintenance/Alimony**
- ☐ **Family Violence Petition**
- ☐ **Modification**
- ☐ **Custody/Parenting Time/Visitation**
- ☐ **Paternity/Legitimation**
- ☐ **Support – IV-D**
- ☐ **Support – Private (non-IV-D)**
- ☐ **Other Domestic Relations**

- ☐ Check if the action is related to another action(s) pending or previously pending in this court involving some or all of the same parties, subject matter, or factual issues. If so, provide a case number for each.

Case NumberCase Number

- ☒ I hereby certify that the documents in this filing, including attachments and exhibits, satisfy the requirements for redaction of personal or confidential information in O.C.G.A. § 9-11-7.1.

- ☐ Is a foreign language or sign-language interpreter needed in this case? If so, provide the language(s) required.

Language(s) Required

- ☐ Do you or your client need any disability accommodations? If so, please describe the accommodation request.

**STATE COURT OF CHATTOOGA COUNTY
STATE OF GEORGIA**

FILED IN OFFICE
CLERK OF STATE COURT
CHATTOOGA COUNTY, GEORGIA
22SCA3905

JUN 22, 2022 01:58 PM



Kim Windle James, Clerk
Chattooga County, Georgia

CIVIL ACTION NUMBER 22SCA3905
COHEN, SANDY

PLAINTIFF

VS.

WOLFE, LELAND
RYAN LOGISTICS, INC.
BLITZ TRANSPORTATION, INC.
AUTO-OWNERS INSURANCE COMPANY

DEFENDANTS

SUMMONS

TO: BLITZ TRANSPORTATION, INC.

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

**Jessica Nix
The Law Office of Rickard, Drew & Nix
229 Peachtree Street NE
International Tower, Suite 2420
Atlanta, Georgia 30303**

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.


This 22nd day of June, 2022.

Clerk of State Court



Kim Windle James, Clerk
Chattooga County, Georgia

**STATE COURT OF CHATTOOGA COUNTY
STATE OF GEORGIA**

 **EFILED IN OFFICE**
CLERK OF STATE COURT
CHATTOOGA COUNTY, GEORGIA
22SCA3905

JUN 22, 2022 01:58 PM



Kim Windle James, Clerk
Chattooga County, Georgia

CIVIL ACTION NUMBER 22SCA3905
COHEN, SANDY

PLAINTIFF

VS.

WOLFE, LELAND
RYAN LOGISTICS, INC.
BLITZ TRANSPORTATION, INC.
AUTO-OWNERS INSURANCE COMPANY

DEFENDANTS

SUMMONS

TO: AUTO-OWNERS INSURANCE COMPANY

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

**Jessica Nix
The Law Office of Rickard, Drew & Nix
229 Peachtree Street NE
International Tower, Suite 2420
Atlanta, Georgia 30303**

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 22nd day of June, 2022.

Clerk of State Court



Kim Windle James, Clerk
Chattooga County, Georgia

**STATE COURT OF CHATTOOGA COUNTY
STATE OF GEORGIA**

FILED IN OFFICE
CLERK OF STATE COURT
CHATTOOGA COUNTY, GEORGIA
22SCA3905

JUN 22, 2022 01:58 PM



Kim Windle James, Clerk
Chattooga County, Georgia

CIVIL ACTION NUMBER 22SCA3905
COHEN, SANDY

PLAINTIFF

VS.

WOLFE, LELAND
RYAN LOGISTICS, INC.
BLITZ TRANSPORTATION, INC.
AUTO-OWNERS INSURANCE COMPANY

DEFENDANTS

SUMMONS

TO: RYAN LOGISTICS, INC.

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

**Jessica Nix
The Law Office of Rickard, Drew & Nix
229 Peachtree Street NE
International Tower, Suite 2420
Atlanta, Georgia 30303**

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 22nd day of June, 2022.

Clerk of State Court



Kim Windle James, Clerk
Chattooga County, Georgia

**STATE COURT OF CHATTOOGA COUNTY
STATE OF GEORGIA**

FILED IN OFFICE
CLERK OF STATE COURT
CHATTOOGA COUNTY, GEORGIA
22SCA3905

JUN 22, 2022 01:58 PM



Kim Winkle James, Clerk
Chattooga County, Georgia

CIVIL ACTION NUMBER 22SCA3905
COHEN, SANDY

PLAINTIFF

VS.

WOLFE, LELAND
RYAN LOGISTICS, INC.
BLITZ TRANSPORTATION, INC.
AUTO-OWNERS INSURANCE COMPANY

DEFENDANTS

SUMMONS

TO: WOLFE, LELAND

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

**Jessica Nix
The Law Office of Rickard, Drew & Nix
229 Peachtree Street NE
International Tower, Suite 2420
Atlanta, Georgia 30303**

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 22nd day of June, 2022.

Clerk of State Court



Kim Winkle James, Clerk
Chattooga County, Georgia

22SCA3905**JUN 22, 2022 01:58 PM**


Kim Winkle James, Clerk
Chattooga County, Georgia

IN THE STATE COURT OF CHATTOOGA COUNTY

STATE OF GEORGIA

SANDY COHEN,

Plaintiff,

v.

CIVIL ACTION

FILE NO. _____

LELAND WOLFE,
 RYAN LOGISTICS, INC., BLITZ
 TRANSPORTATION, INC.
 AUTO-OWNERS INSURANCE
 COMPANY,

Defendants.

PLAINTIFF S FIRST INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS TO DEFENDANT AUTO OWNERS INSURANCE COMPANY

COMES NOW the Plaintiff and for purposes of discovery and all purposes authorized by law, require the Defendant, Auto-Owners Insurance Company., to answer under oath the following Interrogatories within forty-five (45) days from the date of service hereof, as provided by law, and to serve a copy of said Answers on Plaintiff c/o The Law Office of Rickard, Drew Ni , Suite 2420, International Tower, 229 Peachtree Street, N.E., Atlanta, Georgia, 30303.

NOTE A: When used in these Interrogatories and Request to Produce, the word "you," or any synonym thereof, is intended to and shall embrace and include in addition to the defendant Ryan Logistics, Inc./Blitz Transportation, Inc. named above, said Defendant s attorneys, agents, servants, employees, representatives, investigators, and all others who may have obtained information for or on behalf of said Defendant and over which information Defendant has control and access.

NOTE B: These Interrogatories are to be regarded as continuing in nature and Defendant is requested to seasonably supplement its responses with respect to any question directly addressed to (a) the identity and location of persons having knowledge of discoverable matters, and (b) the identity of each person expected to be called as an expert witness at trial, the subject matter of which he is expected to be called as an expert witness at trial, the subject matter of which he is expected to testify and the substance of his testimony. The Defendant is further requested to seasonably amend its responses if it obtains information upon the basis of which (a) it knows that the response was incorrect when made, or (b) it knows that the response is no longer true.

You are requested not to respond to any interrogatory by referring to the responses to other interrogatories or by adoption since each and every interrogatory is subject to being introduced into evidence, and therefore should for this purpose, complete in themselves.

In the event that any information, documents, or things requested herein are withheld under a claim of privilege, you are requested to provide the following information with respect to each:

- (1) The type of information, document, or thing, its general subject matter, the place, and the appropriate date it was gathered, learned, and created
- (2) The name, address, phone number, and title of each person who prepared, created, learned and gathered the information, document or thing and the name, address, phone number, and title of each person who has received and examined the information, document, or thing or copy thereof and
- (3) A statement of the circumstances which bear on whether or not the claim of privilege is appropriate and whether the privilege that is claimed should extend to all or just part of the information, document, or thing.

DEFINITIONS

As used herein, the terms listed below are defined as follows:

- (1) DOCUMENT means each and every writing or record of every type and description that is or has been in your possession, custody or control, or of which you have knowledge, including but by no means limited to, correspondence, memoranda, tapes, notes, publications, books, pamphlets, films, drawings, maps, reports, surveys, minutes of meetings, voice recordings, and/or their transcriptions or calculations.
- (2) PERSON means any natural person, corporation, partnership, proprietorship, organization, association, or collective group of persons.
- (3) COLLISION and OCCURRENCE refer to the instant incident which forms the basis of Plaintiff's Complaint.
- (4) IDENTIFY with respect to any and all PERSONS(S) or any reference to stating the IDENTITY of any PERSON(S) means supply the name, residence address, work address, residence telephone number, work telephone number, business name, employer of each and every such person, and a detailed description of each such persons connection with the instant incident.
- (5) IDENTIFY with respect to any DOCUMENT(S) or any reference to stating the IDENTIFICATION of any DOCUMENT(S) means to provide a detailed and specific description of said DOCUMENT(S), providing the title and date of such document, the name, address, and telephone number of the person(s) responsible for the preparation of said document, the name, address, and telephone number for the person(s) who have custody and/or

control of such document(s), or duplicates or copies thereof.

1.

Please state your legal corporate name, full legal address, full business name, and the address of your principal place of business.

2.

If Leland Wolfe or Ryan Logistics, Inc./Blit Transportation, Inc., Inc. are protected by liability insurance or any other insuring agreements or self insured provisions for any damages that they may be required to pay Plaintiff as a result of this action, please state the name and address of such insurance company or companies or self insuring entities, the limits of liability for such agreements or policy or policies, and the named insured in said policy or policies. For any self insuring agreements, please describe the key terms of this agreement, and what additional protection is afforded to each Defendant listed herein pursuant to said agreement.

3.

Were any tests, inspections or measurements made or taken with respect to the accident scene or any object involved If so, state the subject of each test, inspection or measurement the purpose of each such test, inspection or measurement, the name and address of the person who conducted each test, inspection or measurement the date on which each test, inspection or measurement was performed the findings and results of each test, inspection or measurement and the name and address of the person now having custody of any written report concerning each test, inspection or measurement.

4.

Was any investigation conducted concerning the accident in question or any party or witness thereto, including surveillance of the Plaintiff If so, state the name, address

and occupation of the person who conducted each investigation the name and address of the person who requested each investigation to be made the date on which each investigation was conducted the place where each investigation was performed and the name and address of the person now having custody of each written report made concerning each investigation.

5.

Please identify each person, firm, or entity that you contend caused or contributed to the collision which forms the subject of the present action, and state the facts upon which you base your contention.

6.

State whether you or anyone acting on your behalf obtained statements in any form from any person with knowledge of the incident complained of in the Complaint. If any statement in any form was obtained, state the name and address of the person by whom and to whom such statement was made the date the statement was made the form of the statement and the names and addresses of all persons presently having custody of the statement.

7.

Please state whether you or persons subject to your control have any photographs, videotapes, or movies pertaining to the collision forming the subject matter of this litigation, the scene of the collision, or of the Plaintiff. If the answer is in the affirmative, please state the number of such photographs, videotapes, or movies and the subject of each the date each was taken then name and address of the individual who took same and the custodian of each photograph, videotape, or movie.

REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to O.C.G.A. §9-11-34, you are requested to produce the following documents as required by law. The documents requested shall be produced within forty-five (45) days after service of this request at the offices of The Law Office of Rickard, Drew Ni , Suite 2420, International Tower, 229 Peachtree Street, N.E., Atlanta, Georgia 30303, or you may comply with this request by mailing copies of the requested documents to Clyde E. Rickard at the aforementioned address. If you contend that any of the requested documents are privileged from discovery, please state how you contend that they are privileged. The requested documents are:

1.

All documents referred to or necessary to support the answers to Interrogatories numbered 2-7.

2.

You are requested to produce to Plaintiff any documents received through third party requests or subpoenas in a timely manner (Plaintiff will pay the cost of copies if requested).

3.

Please produce any property damage estimates or photographs in your possession or those taken on your behalf.

THE LAW OFFICE OF RICKARD, DREW & NIX

By: /s/ Clyde Rickard
CLYDE E. RICKARD
State Bar No. 604625
JESSICA C. NIX
State Bar No. 940625

CHRISTOPHER SANDBACH

State Bar No. 271112

Attorneys for Plaintiff

229 Peachtree Street, N.E.
Suite 2420
Atlanta, Georgia 30303
(404) 588-1001

22SCA3905**JUN 22, 2022 01:58 PM**


Kim Winkle James, Clerk
Chattooga County, Georgia

IN THE STATE COURT OF CHATTOOGA COUNTY

STATE OF GEORGIA

SANDY COHEN,

Plaintiff,

v.

CIVIL ACTION

FILE NO. _____

LELAND WOLFE,

BLITZ TRANSPORTATION, INC., BLITZ
TRANSPORTATION, INC.AUTO-OWNERS INSURANCE
COMPANY,

Defendants.

**PLAINTIFF S FIRST INTERROGATORIES AND RE UEST FOR PRODUCTION OF
DOCUMENTS TO DEFENDANT BLIT TRANSPORTATION, INC.**

COMES NOW the Plaintiff and for purposes of discovery and all purposes authorized by law, require the Defendant, BLITZ TRANSPORTATION, INC., to answer under oath the following Interrogatories within forty-five (45) days from the date of service hereof, as provided by law, and to serve a copy of said Answers on Plaintiff c/o The Law Office of Rickard, Drew Ni , Suite 2420, International Tower, 229 Peachtree Street, N.E., Atlanta, Georgia, 30303.

NOTE A: When used in these Interrogatories and Request to Produce, the word "you," or any synonym thereof, is intended to and shall embrace and include in addition to the defendant Blit Transportation, Inc. named above, said Defendant s attorneys, agents, servants, employees, representatives, investigators, and all others who may have obtained information for or on behalf of said Defendant and over which information Defendant has control and access.

NOTE B: These Interrogatories are to be regarded as continuing in nature and Defendant is requested to seasonably supplement its responses with respect to any question directly addressed to (a) the identity and location of persons having knowledge of discoverable matters, and (b) the identity of each person expected to be called as an expert witness at trial, the subject matter of which he is expected to be called as an expert witness at trial, the subject matter of which he is expected to testify and the substance of his testimony. The Defendant is further requested to seasonably amend its responses if it obtains information upon the basis of which (a) it knows that the response was incorrect when made, or (b) it knows that the response is no longer true.

You are requested not to respond to any interrogatory by referring to the responses to other interrogatories or by adoption since each and every interrogatory is subject to being introduced into evidence, and therefore should for this purpose, complete in themselves.

In the event that any information, documents, or things requested herein are withheld under a claim of privilege, you are requested to provide the following information with respect to each:

- (1) The type of information, document, or thing, its general subject matter, the place, and the appropriate date it was gathered, learned, and created
- (2) The name, address, phone number, and title of each person who prepared, created, learned and gathered the information, document or thing and the name, address, phone number, and title of each person who has received and examined the information, document, or thing or copy thereof and
- (3) A statement of the circumstances which bear on whether or not the claim of privilege is appropriate and whether the privilege that is claimed should extend to all or just part of the information, document, or thing.

DEFINITIONS

As used herein, the terms listed below are defined as follows:

- (1) DOCUMENT means each and every writing or record of every type and description that is or has been in your possession, custody or control, or of which you have knowledge, including but by no means limited to, correspondence, memoranda, tapes, notes, publications, books, pamphlets, films, drawings, maps, reports, surveys, minutes of meetings, voice recordings, and/or their transcriptions or calculations.
- (2) PERSON means any natural person, corporation, partnership, proprietorship, organization, association, or collective group of persons.
- (3) COLLISION and OCCURRENCE refer to the instant incident which forms the basis of Plaintiff's Complaint.
- (4) IDENTIFY with respect to any and all PERSONS(S) or any reference to stating the IDENTITY of any PERSON(S) means supply the name, residence address, work address, residence telephone number, work telephone number, business name, employer of each and every such person, and a detailed description of each such persons connection with the instant incident.
- (5) IDENTIFY with respect to any DOCUMENT(S) or any reference to stating the IDENTIFICATION of any DOCUMENT(S) means to provide a detailed and specific description of said DOCUMENT(S), providing the title and date of such document, the name, address, and telephone number of the person(s) responsible for the preparation of said document, the name, address, and telephone number for the person(s) who have custody and/or control of such document(s), or

duplicates or copies thereof.

1.

Please state your legal corporate name, full legal address, full business name, and the address of your principal place of business.

2.

If Leland Wolfe or Blit Transportation, Inc. are protected by liability insurance or any other insuring agreements or self insured provisions for any damages that they may be required to pay Plaintiff as a result of this action, please state the name and address of such insurance company or companies or self insuring entities, the limits of liability for such agreements or policy or policies, and the named insured in said policy or policies. For any self insuring agreements, please describe the key terms of this agreement, and what additional protection is afforded to each Defendant listed herein pursuant to said agreement.

3.

State your policy with respect to having drivers report their accidents and explain what they are supposed to do to help persons who have been injured, protecting the equipment, making statements to the police, making statements to other persons involved in the accident, making statements to bystanders, and all other required actions.

4.

Please state the name, last known address, and your means of ascertaining the present whereabouts, home phone number, office phone number, and address of employment for each and every person who may have or claims to have knowledge of the collision, its cause, or any events leading up to it, or of related events occurring thereafter, and the damages resulting from the collision.

5.

Were any tests, inspections or measurements made or taken with respect to the accident scene or any object involved. If so, state the subject of each test, inspection or measurement, the purpose of each such test, inspection or measurement, the name and address of the person who conducted each test, inspection or measurement, the date on which each test, inspection or measurement was performed, the findings and results of each test, inspection or measurement, and the name and address of the person now having custody of any written report concerning each test, inspection or measurement.

6.

Was any investigation conducted concerning the accident in question or any party or witness thereto, including surveillance of the Plaintiff. If so, state the name, address and occupation of the person who conducted each investigation, the name and address of the person who requested each investigation to be made, the date on which each investigation was conducted, the place where each investigation was performed, and the name and address of the person now having custody of each written report made concerning each investigation.

7.

With respect to the tractor being driven by Leland Wolfe on June 30, 2020, please provide who owned the tractor at the time of the collision, the date the tractor was acquired by that owner, whether acquired new or used and from whom was it acquired, to whom, if anyone, the tractor was leased at the time of the collision, your identification number or designation for the tractor, its make, model and year of manufacture and the gross weight of the tractor.

8.

With respect to each trailer pulled by the above-tractor on June 30, 2020, state who owned the trailer at the time of the collision to whom, if anyone, the trailer was leased to at the time of the collision your identification number or designation the type, make, model, and year of manufacture the size of the box or container the gross weight of the trailer when loaded and the weight of the trailer as loaded at the time of the collision.

9.

As to the driver of the tractor trailer being operated at the time of the collision, please state the driver's complete name, present home address social security number date of birth driver's license number(s), the name(s) of the state(s) issuing said licenses(s), and describe said driver's mode of compensation with you (whether Leland Wolfe received a salary, was paid by miles traveled, or by percentage of the load he was carrying, etc.).

10.

Please explain the nature of the employment relationship between you and Leland Wolfe on the day of the collision (lease operator, company driver, temporary driver, owner-operator, etc.) And include the date your relationship began, date it terminated, and the person from your company involved in any such termination.

11.

Identify who appraised and repaired the truck and what repairs, if any, were performed and the cost and dates of said repairs for damages and defects resulting from the occurrence which is the basis for this lawsuit.

12.

In reference to the load being transported at the time of the occurrence, please identify where the load originated the contents thereof the weight of said load the date and time of departure date and time of destination the date, time and place of arrival at each stop made (for fuel, food, rest or inspection) from the time of departure until the time of the collision on June 30, 2020 date and time of departure from each stop listed amount of compensation to be paid to Leland Wolfe amount of compensation actually paid to Leland Wolfe name and address of person and entity who actually paid Leland Wolfe.

13.

Please identify the name, address, and phone number of the custodian of the following documents, records, or writings:

- (a) Leland Wolfe s application for employment, including but not limited to the application required under Federal Motor Carrier Safety Regulations of the U.S. Department of Transportation, Part 391.21 or other similar state and federal regulations
- (b) Leland Wolfe s complete personnel, employment and/or contractor s file, including, but not limited to, the results of any test administered to Leland Wolfe pursuant to the Federal Motor Carrier Safety regulations of the U.S. Department of Transportation, Part 391.31, 391.35, 291.41, and 391.43, or similar state and federal regulations pertaining to road tests, written e ams, and medical e ams
- (c) Leland Wolfe s qualification file, including but not limited to the file required under the Federal Motor Carrier Safety Regulations of the U.S. Department

of Transportation, Part 391.51 or other similar state and federal regulations

- (d) Inquiries and responses concerning Leland Wolfe made to various state vehicle agencies issuing his driver s license(s) and inquiries and responses to Leland Wolfe prior employers, pursuant to the Federal Motor Carrier Safety Regulations of the U.S. Department of Transportation, Part 391.23 or other similar state and federal regulations
- (e) Documents and records concerning annual review of Leland Wolfe s driving record and record of Leland Wolfe s driving violations made pursuant to the Federal Motor Carrier Safety Regulations of the U.S. Department of Transportation, Parts 391.25 and 391.27 or other similar state and federal regulations and
- (f) Logs and records, commonly known as driver s daily logs, MC-139, MC-a or driver s multi-day logs, concerning Leland Wolfe for the period commencing one (1) month prior to the collision described in the Complaint up to and including thirty (30) days after the date of the collision described in the Complaint (See Federal Motor Carrier Safety Regulations of the U.S. Department of Transportation, Part 395 and other similar state and federal regulations).

14.

Please identify each person, firm, or entity that you contend caused or contributed to the collision which forms the subject of the present action, and state the facts upon which you base your contention.

15.

State whether you or anyone acting on your behalf obtained statements in any form from any person with knowledge of the incident complained of in the Complaint. If any statement in any form was obtained, state the name and address of the person by whom and to whom such statement was made the date the statement was made the form of the statement and the names and addresses of all persons presently having custody of the statement.

16.

Please state whether you or persons subject to your control have any photographs, videotapes, or movies pertaining to the collision forming the subject matter of this litigation, the scene of the collision, or of the Plaintiff. If the answer is in the affirmative, please state the number of such photographs, videotapes, or movies and the subject of each the date each was taken then name and address of the individual who took same and the custodian of each photograph, videotape, or movie.

17.

Please state whether the tractor-trailer involved in the collision contained or utilized an on-board recording device, an on-board computer, tachograph, trip monitor, trip recorder, trip master, or device known by any other name which records the information concerning the operation of the truck. If so, please state the name and address of the person having custody of the graphs, printouts, or other documentary evidence produced by said machine(s) concerning the trip.

18.

Were any tests (blood, urine) performed on Leland Wolfe by you or performed at your request during the period commencing 45 days prior to the collision through and

including 45 days after the collision. If so, please state the name, address and phone numbers of the persons, firms, or entities who administered said test and all such persons, firms, or entities who are in possession of a copy of the results of said tests.

19.

At the time of the collision, did you have any policy or procedural manuals pertaining to the operation of a tractor-trailer? If so, please state in list form the written materials that were given each driver hired by Blit Transportation, Inc. at the time that Leland Wolfe was hired, and at any time through and until June 30, 2020, and state in list form each and every written document that Blit Transportation, Inc. required drivers to read that were hired at the time that Leland Wolfe was hired and who were hired at any time after that date through and until June 30, 2020.

20.

As of June 30, 2020, did Blit Transportation, Inc. have a written maintenance schedule for his tractors and trailers? If so, state what the written maintenance schedule called for specifically and how often each item was to be inspected and/or replaced.

21.

As of June 30, 2020, did Blit Transportation, Inc. have any mechanic in its employ that, as part of his job, had the responsibility to inspect Blit Transportation, Inc.'s tractors and/or trailers? If so, state their name and last known address, the date they last inspected the tractor driven by Leland Wolfe on June 30, 2020, and the date they last inspected the trailer driven by Leland Wolfe on June 30, 2020.

22.

Does Blit Transportation, Inc. have an accident review board and/or internal organization/group that reviews collisions or alleged collisions concerning its drivers? If

so, please identify the members of the board, indicate whether it investigated the subject collision and whether it came to any conclusions regarding the chargeability of the collision occurring June 30, 2020.

23.

At the time of the collision, did Blit Transportation, Inc. have any policies and/or procedural manuals pertaining to the chargeability of accidents or any policies and/or procedural manuals pertaining to disciplinary procedures (*i.e. disciplinary guidelines*, etc.) If so, please state in list form the written materials that were given each driver hired by Blit Transportation, Inc., at the time that Leland Wolfe was hired by Blit Transportation, Inc., and at any time through June 30, 2020.

24.

Please explain the nature of the business relationship between you and Ryan Logistics, Inc. on the day of the collision (lease operator, company driver, temporary driver, owner-operator, etc.) And include the date your relationship began, date it terminated, and the person from your company involved in any such termination.

REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to O.C.G.A. §9-11-34, you are requested to produce the following documents as required by law. The documents requested shall be produced within forty-five (45) days after service of this request at the offices of The Law Office of Rickard, Drew Niemi, Suite 2420, International Tower, 229 Peachtree Street, N.E., Atlanta, Georgia 30303, or you may comply with this request by mailing copies of the requested documents to Clyde E. Rickard at the aforementioned address. If you contend that any of the requested documents are privileged from discovery, please state how you contend that they are privileged.

The requested documents are:

1.

All documents referred to or necessary to support the answers to Interrogatories numbered 3, 5, 6, 7, 8, 11, 12, 13, 15, 16, 17, 18, 19, 20, 22 and 23.

2.

You are requested to produce to Plaintiff any documents received through third party requests or subpoenas in a timely manner (Plaintiff will pay the cost of copies if requested).

3.

Please produce Defendant Wolfe s entire employment file including but not limited to application, driving or other tests given, background check, interview documents, reprimands or discipline reports.

4.

Please produce any written training or operations materials/manuals given to Defendant Wolfe or other driver/employees of Blit Transportation, Inc.

5.

Please produce any property damage estimates in your possession or those taken on your behalf.

6

Please produce any investigation files and/or warning notice regarding the June 30, 2020 wreck and Leland Wolfe.

7.

Please produce any Auto Accident Report completed in reference to the motor vehicle collision on June 30, 2020.

8.

Please produce any contracts or other documents relating to the business relationships between all Defendants.

9.

Please produce any Auto Accident Prevention Report completed in reference to the motor vehicle collision on June 30, 2020.

THE LAW OFFICE OF RICKARD, DREW & NIX

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22SCA3905**JUN 22, 2022 01:58 PM**


Kim Winkle James, Clerk
Chattooga County, Georgia

IN THE STATE COURT OF CHATTOOGA COUNTY

STATE OF GEORGIA

SANDY COHEN,

Plaintiff,

v.

CIVIL ACTION

FILE NO. _____

LELAND WOLFE,
 RYAN LOGISTICS, INC., BLITZ
 TRANSPORTATION, INC.
 AUTO-OWNERS INSURANCE
 COMPANY,

Defendants.

PLAINTIFF S FIRST INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS TO DEFENDANT RYAN LOGISTICS, INC.

COMES NOW the Plaintiff and for purposes of discovery and all purposes authorized by law, require the Defendant, RYAN LOGISTICS, INC., to answer under oath the following Interrogatories within forty-five (45) days from the date of service hereof, as provided by law, and to serve a copy of said Answers on Plaintiff c/o The Law Office of Rickard, Drew Ni , Suite 2420, International Tower, 229 Peachtree Street, N.E., Atlanta, Georgia, 30303.

NOTE A: When used in these Interrogatories and Request to Produce, the word "you," or any synonym thereof, is intended to and shall embrace and include in addition to the defendant Ryan Logistics, Inc. named above, said Defendant s attorneys, agents, servants, employees, representatives, investigators, and all others who may have obtained information for or on behalf of said Defendant and over which information Defendant has control and access.

NOTE B: These Interrogatories are to be regarded as continuing in nature and Defendant is requested to seasonably supplement its responses with respect to any question directly addressed to (a) the identity and location of persons having knowledge of discoverable matters, and (b) the identity of each person expected to be called as an expert witness at trial, the subject matter of which he is expected to be called as an expert witness at trial, the subject matter of which he is expected to testify and the substance of his testimony. The Defendant is further requested to seasonably amend its responses if it obtains information upon the basis of which (a) it knows that the response was incorrect when made, or (b) it knows that the response is no longer true.

You are requested not to respond to any interrogatory by referring to the responses to other interrogatories or by adoption since each and every interrogatory is subject to being introduced into evidence, and therefore should for this purpose, complete in themselves.

In the event that any information, documents, or things requested herein are withheld under a claim of privilege, you are requested to provide the following information with respect to each:

- (1) The type of information, document, or thing, its general subject matter, the place, and the appropriate date it was gathered, learned, and created
- (2) The name, address, phone number, and title of each person who prepared, created, learned and gathered the information, document or thing and the name, address, phone number, and title of each person who has received and examined the information, document, or thing or copy thereof and
- (3) A statement of the circumstances which bear on whether or not the claim of privilege is appropriate and whether the privilege that is claimed should extend to all or just part of the information, document, or thing.

DEFINITIONS

As used herein, the terms listed below are defined as follows:

- (1) DOCUMENT means each and every writing or record of every type and description that is or has been in your possession, custody or control, or of which you have knowledge, including but by no means limited to, correspondence, memoranda, tapes, notes, publications, books, pamphlets, films, drawings, maps, reports, surveys, minutes of meetings, voice recordings, and/or their transcriptions or calculations.
- (2) PERSON means any natural person, corporation, partnership, proprietorship, organization, association, or collective group of persons.
- (3) COLLISION and OCCURRENCE refer to the instant incident which forms the basis of Plaintiff's Complaint.
- (4) IDENTIFY with respect to any and all PERSONS(S) or any reference to stating the IDENTITY of any PERSON(S) means supply the name, residence address, work address, residence telephone number, work telephone number, business name, employer of each and every such person, and a detailed description of each such persons connection with the instant incident.
- (5) IDENTIFY with respect to any DOCUMENT(S) or any reference to stating the IDENTIFICATION of any DOCUMENT(S) means to provide a detailed and specific description of said DOCUMENT(S), providing the title and date of such document, the name, address, and telephone number of the person(s) responsible for the preparation of said document, the name, address, and telephone number for the person(s) who have custody and/or control of such document(s), or

duplicates or copies thereof.

1.

Please state your legal corporate name, full legal address, full business name, and the address of your principal place of business.

2.

If Leland Wolfe or Ryan Logistics, Inc. are protected by liability insurance or any other insuring agreements or self insured provisions for any damages that they may be required to pay Plaintiff as a result of this action, please state the name and address of such insurance company or companies or self insuring entities, the limits of liability for such agreements or policy or policies, and the named insured in said policy or policies. For any self insuring agreements, please describe the key terms of this agreement, and what additional protection is afforded to each Defendant listed herein pursuant to said agreement.

3.

State your policy with respect to having drivers report their accidents and explain what they are supposed to do to help persons who have been injured, protecting the equipment, making statements to the police, making statements to other persons involved in the accident, making statements to bystanders, and all other required actions.

4.

Please state the name, last known address, and your means of ascertaining the present whereabouts, home phone number, office phone number, and address of employment for each and every person who may have or claims to have knowledge of the collision, its cause, or any events leading up to it, or of related events occurring thereafter, and the damages resulting from the collision.

5.

Were any tests, inspections or measurements made or taken with respect to the accident scene or any object involved. If so, state the subject of each test, inspection or measurement, the purpose of each such test, inspection or measurement, the name and address of the person who conducted each test, inspection or measurement, the date on which each test, inspection or measurement was performed, the findings and results of each test, inspection or measurement, and the name and address of the person now having custody of any written report concerning each test, inspection or measurement.

6.

Was any investigation conducted concerning the accident in question or any party or witness thereto, including surveillance of the Plaintiff. If so, state the name, address and occupation of the person who conducted each investigation, the name and address of the person who requested each investigation to be made, the date on which each investigation was conducted, the place where each investigation was performed, and the name and address of the person now having custody of each written report made concerning each investigation.

7.

With respect to the tractor being driven by Leland Wolfe on June 30, 2020, please provide who owned the tractor at the time of the collision, the date the tractor was acquired by that owner, whether acquired new or used and from whom was it acquired, to whom, if anyone, the tractor was leased at the time of the collision, your identification number or designation for the tractor, its make, model and year of manufacture and the gross weight of the tractor.

8.

With respect to each trailer pulled by the above-tractor on June 30, 2020, state who owned the trailer at the time of the collision to whom, if anyone, the trailer was leased to at the time of the collision your identification number or designation the type, make, model, and year of manufacture the size of the box or container the gross weight of the trailer when loaded and the weight of the trailer as loaded at the time of the collision.

9.

As to the driver of the tractor trailer being operated at the time of the collision, please state the driver's complete name, present home address social security number date of birth driver's license number(s), the name(s) of the state(s) issuing said licenses(s), and describe said driver's mode of compensation with you (whether Leland Wolfe received a salary, was paid by miles traveled, or by percentage of the load he was carrying, etc.).

10.

Please explain the nature of the employment relationship between you and Leland Wolfe on the day of the collision (lease operator, company driver, temporary driver, owner-operator, etc.) And include the date your relationship began, date it terminated, and the person from your company involved in any such termination.

11.

Identify who appraised and repaired the truck and what repairs, if any, were performed and the cost and dates of said repairs for damages and defects resulting from the occurrence which is the basis for this lawsuit.

12.

In reference to the load being transported at the time of the occurrence, please identify where the load originated the contents thereof the weight of said load the date and time of departure date and time of destination the date, time and place of arrival at each stop made (for fuel, food, rest or inspection) from the time of departure until the time of the collision on June 30, 2020 date and time of departure from each stop listed amount of compensation to be paid to Leland Wolfe amount of compensation actually paid to Leland Wolfe name and address of person and entity who actually paid Leland Wolfe.

13.

Please identify the name, address, and phone number of the custodian of the following documents, records, or writings:

- (a) Leland Wolfe s application for employment, including but not limited to the application required under Federal Motor Carrier Safety Regulations of the U.S. Department of Transportation, Part 391.21 or other similar state and federal regulations
- (b) Leland Wolfe s complete personnel, employment and/or contractor s file, including, but not limited to, the results of any test administered to Leland Wolfe pursuant to the Federal Motor Carrier Safety regulations of the U.S. Department of Transportation, Part 391.31, 391.35, 291.41, and 391.43, or similar state and federal regulations pertaining to road tests, written e ams, and medical e ams
- (c) Leland Wolfe s qualification file, including but not limited to the file required under the Federal Motor Carrier Safety Regulations of the U.S. Department

of Transportation, Part 391.51 or other similar state and federal regulations

- (d) Inquiries and responses concerning Leland Wolfe made to various state vehicle agencies issuing his driver s license(s) and inquiries and responses to Leland Wolfe prior employers, pursuant to the Federal Motor Carrier Safety Regulations of the U.S. Department of Transportation, Part 391.23 or other similar state and federal regulations
- (e) Documents and records concerning annual review of Leland Wolfe s driving record and record of Leland Wolfe s driving violations made pursuant to the Federal Motor Carrier Safety Regulations of the U.S. Department of Transportation, Parts 391.25 and 391.27 or other similar state and federal regulations and
- (f) Logs and records, commonly known as driver s daily logs, MC-139, MC-a or driver s multi-day logs, concerning Leland Wolfe for the period commencing one (1) month prior to the collision described in the Complaint up to and including thirty (30) days after the date of the collision described in the Complaint (See Federal Motor Carrier Safety Regulations of the U.S. Department of Transportation, Part 395 and other similar state and federal regulations).

14.

Please identify each person, firm, or entity that you contend caused or contributed to the collision which forms the subject of the present action, and state the facts upon which you base your contention.

15.

State whether you or anyone acting on your behalf obtained statements in any form from any person with knowledge of the incident complained of in the Complaint. If any statement in any form was obtained, state the name and address of the person by whom and to whom such statement was made the date the statement was made the form of the statement and the names and addresses of all persons presently having custody of the statement.

16.

Please state whether you or persons subject to your control have any photographs, videotapes, or movies pertaining to the collision forming the subject matter of this litigation, the scene of the collision, or of the Plaintiff. If the answer is in the affirmative, please state the number of such photographs, videotapes, or movies and the subject of each the date each was taken then name and address of the individual who took same and the custodian of each photograph, videotape, or movie.

17.

Please state whether the tractor-trailer involved in the collision contained or utilized an on-board recording device, an on-board computer, tachograph, trip monitor, trip recorder, trip master, or device known by any other name which records the information concerning the operation of the truck. If so, please state the name and address of the person having custody of the graphs, printouts, or other documentary evidence produced by said machine(s) concerning the trip.

18.

Were any tests (blood, urine) performed on Leland Wolfe by you or performed at your request during the period commencing 45 days prior to the collision through and

including 45 days after the collision. If so, please state the name, address and phone numbers of the persons, firms, or entities who administered said test and all such persons, firms, or entities who are in possession of a copy of the results of said tests.

19.

At the time of the collision, did you have any policy or procedural manuals pertaining to the operation of a tractor-trailer? If so, please state in list form the written materials that were given each driver hired by Ryan Logistics, Inc. at the time that Leland Wolfe was hired, and at any time through and until June 30, 2020, and state in list form each and every written document that Ryan Logistics, Inc. required drivers to read that were hired at the time that Leland Wolfe was hired and who were hired at any time after that date through and until June 30, 2020.

20.

As of June 30, 2020, did Ryan Logistics, Inc. have a written maintenance schedule for his tractors and trailers? If so, state what the written maintenance schedule called for specifically and how often each item was to be inspected and/or replaced.

21.

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22.

Does Ryan Logistics, Inc. have an accident review board and/or internal organization/group that reviews collisions or alleged collisions concerning its drivers? If

so, please identify the members of the board, indicate whether it investigated the subject collision and whether it came to any conclusions regarding the chargeability of the collision occurring June 30, 2020.

23.

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24.

Please explain the nature of the business relationship between you and Blit Transportation, Inc. on the day of the collision (lease operator, company driver, temporary driver, owner-operator, etc.) And include the date your relationship began, date it terminated, and the person from your company involved in any such termination.

REQUEST FOR PRODUCTION OF DOCUMENTS

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the requested documents are privileged from discovery, please state how you contend that they are privileged.

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1.

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2.

You are requested to produce to Plaintiff any documents received through third party requests or subpoenas in a timely manner (Plaintiff will pay the cost of copies if requested).

3.

Please produce Defendant Wolfe s entire employment file including but not limited to application, driving or other tests given, background check, interview documents, reprimands or discipline reports.

4.

Please produce any written training or operations materials/manuals given to Defendant Wolfe or other driver/employees of Ryan Logistics, Inc.

5.

Please produce any property damage estimates in your possession or those taken on your behalf.

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9.

Please produce any Auto Accident Prevention Report completed in reference to the motor vehicle collision on June 30, 2020.

THE LAW OFFICE OF RICKARD, DREW & NIX

By: /s/ Clyde Rickard
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